

REMARKS

The Examiner has objected to the specification because various graphs etc. are present in the specification. Applicants requests that this objection be held in abeyance until allowable claims have been indicated.

The Examiner has objected to the amendment to the specification alleging that it introduces new matter into the disclosure. As set forth below the amendments are supported by the specification, claims, and abstract as originally filed:

Carbon dioxide in an amount of from about 0.1 to about 1.0% of the wood protectant fluid is found in the original claims at Claim 1, line 6 in combination with Claim 10, line 2.

The mole ratio of wood protectant to carbon dioxide is derived from the examples on pages 21, 22, 24, and 25.

The advantageous pH range of from about 9.0 to less than about 10.0 is derived from the tables on pages 8-10, 13 and 14.

The reference to the preferable pH range of from about 9.3 to about 9.5 has been deleted, however applicants assert that this preferable pH range is derivable from the description as originally filed. Accordingly reconsideration and withdrawal of the objection to the amendment is respectfully requested.

As set forth below and as discussed above, basis for applicant's prior amendments to the claims was provided in the originally filed application.

Claim 1, last two lines, the basis for the pH of the resulting fluid of from about 9.0 to less than about 10.0 was derived from the Tables as discussed above.

Claim 8, last two lines, the impregnation of the listed agents occurs at the time said wood substrate is impregnated with wood protectant finds basis in original claims 5 and 7.

In Claims 10 and 11 the carbon dioxide amount measured based on the weight of the wood protectant fluid finds basis in original claims 10-13.

In Claim 12-13 the ratio of wood protectant to carbon dioxide is a mole ratio and is derived from the Tables as discussed above.

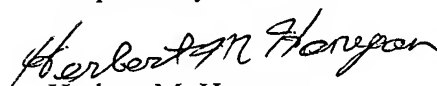
Claims 15, 16 and 17 have been canceled.

Claim 1, line 7 has been amended to state that the resulting fluid is a wood protectant with carbon dioxide added fluid.

Claims 9 and 14-15 were rejected by the Examiner under 35 U.S.C. §102 and although applicants do not agree with the rejection, claims 9 and 14-15 have been canceled.

In view of the above amendments and remarks reconsideration and withdrawal of the rejections of Applicant's claims and a Notice of Allowance is respectfully requested.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Herbert M. Hanegan".

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